



COPY OF OFFERS
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10 DAC
Patent
Case No.: 53788US011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: HO, CHIA-TIE

Application No.: 09/710036

Group Art Unit: 1711

Filed: November 10, 2000

Examiner: John M. Cooney

Title: A FLEXIBLE POLYURETHANE MATERIAL

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AUG 30 2002
TC 1700 MAIL ROOM

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO
RECEIVE NOTICE OF ALLOWANCE OR
PETITION TO ACCEPT LATE PAYMENT OF ISSUE FEE UNDER 37 C.F.R. § 1.137(A)**

Attention: Office of Petitions
Box DAC
Commissioner for Patents
Washington, DC 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on:

8/16/02
Date

Harold C. Knecht III
Signed by: Harold C. Knecht III

Dear Sir:

Applicants hereby petition for the withdrawal of the holding of abandonment based on failure to receive a Notice of Allowance in the above referenced patent application. In the alternative, Applicants petition to accept late payment of the issue fee under 37 C.F.R. § 1.137(a). In response to a Status Inquiry filed on July 8, 2002, the undersigned was notified by the United States Patent and Trademark Office (Bessie Bowie), via telephone on July 30, 2002, that the subject application was abandoned on November 15, 2001 for failure to pay the issue fee.

A search of the file jacket for the subject case and a review of the applicable docket records indicate that Applicants have not received a Notice of Allowance or a Notice of Abandonment in the subject case. The non-receipt of either Notice is evidenced by a copy of the docket record, included with this petition, where the non-received Office communication would have been entered, had it been received and docketed. Accordingly, the date for paying the issue fee was never placed on the Applicants' attorney's docket. A copy of the actual Notice of Allowance and Notice of Abandonment, which were faxed to the undersigned by the USPTO (Bessie Bowie) on August 2, 2002, reveals that neither of these Office communications were mailed to the address of record in the case.

08/26/2002 BNGUYEN1 00000075 133723 09710036

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AUG 28 2002

OFFICE OF PETITIONS

The address of record in the file is Office of Intellectual Property Counsel; 3M Innovative Properties Company; P.O. Box 33427; St. Paul, MN 55133-3427. The last Office Action associated with the above referenced application was mailed on January 30, 2001 to this 3M address. A copy of this Office Action is included with this petition.

Both the Notice of Allowance and the Notice of Abandonment were mailed to Fitch Even Tabin and Flannery in Chicago, IL. Fitch Even Tabin and Flannery have not been associated with the above referenced patent application. A copy of both Notices are included with this petition.

In view of the fact that the Notice of Allowance was not mailed to Applicants' address of record, Applicants respectfully request the holding of abandonment be withdrawn and that Applicants be issued another Notice of Allowance.

In the alternative, Applicants hereby petition to accept late payment of issue fee, under 37 C.F.R. § 1.137(a). Payment of the issue fee was due on November 14, 2001. The entire delay of the payment of the issue fee was unavoidable, for the reasons discussed above. A completed Issue Fee Transmittal is submitted with this petition.

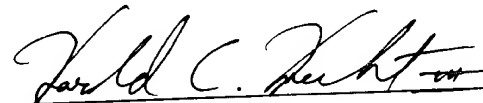
If the Petition to Accept Late Payment of the Issue Fee is deemed necessary in this case, please charge the petition fee provided in 37 C.F.R. 1.17(l) to Deposit Account No. 13-3723. Please also charge any additional fees or credit any overpayment to Deposit Account No. 13-3723. One copy of this sheet marked DUPLICATE is also enclosed.

Respectfully submitted,

Date

8/16/02

By:



Harold C. Knecht III

Reg. No. 35,375

Telephone No.: 651-575-1056

Office of Intellectual Property Counsel
3M Innovative Properties Company
P.O. Box 33427
St. Paul, MN 55133-3427
Facsimile No.: 651-736-3833

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AUG 28 2002
OFFICE OF PETITIONS

Prosecution History

Case Number	Country	Attorney	Date Due	Reason for Date/ Indicator	Action Type	Application Number	Filing Date	Status
53788US011	US	HCK	10-Nov-2000	DIV APPLICATION MAILED (EXP)	DIV APPLICATION MAILED (EXP)	09/710036	10-Nov-2000	Pending
				Due Date	Date Taken: 10-Nov-2000			
53788US011	US	HCK	27-Nov-2000	CASE TRANSFER FROM BES TO HCK	CASE TRANSFER FROM BES TO HCK	09/710036	10-Nov-2000	Pending
				Due Date	Date Taken: 27-Nov-2000			
53788US011	US	HCK	10-Feb-2001	DISCLOSURE STATEMENT	DISCLOSURE STATEMENT	09/710036	10-Nov-2000	Pending
				Due Date	Date Taken: 08-Jan-2000			
53788US011	US	HCK	30-Apr-2001	RESPONSE	RESPONSE	09/710036	10-Nov-2000	Pending
				Due Date	Date Taken: 30-May-2001			
53788US011	US	HCK	30-May-2001	ASSOCIATE POWER OF ATTORNEY	ASSOCIATE POWER OF ATTORNEY	09/710036	10-Nov-2000	Pending
				Due Date	Date Taken: 30-May-2001			
53788US011	US	HCK	02-Jul-2002	No Action in 1 Year	US Status Check	09/710036	10-Nov-2000	Pending
				Due Date	Date Taken: 08-Jul-2002			

Prosecution History

Monday, August 05, 2002

Case Number	Country	Attorney	Date Due	Reason for Date/Indicator	Action Type	Application Number	Filing Date	Status
53788US011	US	HCK	10-Nov-2000	DIV APPLICATION MAILED (EXP)	DIV APPLICATION MAILED (EXP)	09/710036	10-Nov-2000	Pending
				Due Date				
		3JW			Date Taken: 10-Nov-2000			
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: HO, CHIA-TIE

Application No.: 09/710036

Filed: November 10, 2000

Title: A FLEXIBLE POLYURETHANE MATERIAL

Group Art Unit: 1711

Examiner:

John M. Cooney

DUE DATE

ATTORNEY
DOCKETED

JAL
pre

**PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENT BASED ON FAILURE TO
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AUG 23 2002

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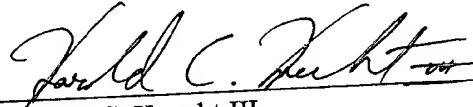
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Respectfully submitted,

By:


Harold C. Knecht III

Reg. No. 35,375

Telephone No.: 651-575-1056

Date

8/16/02

Office of Intellectual Property Counsel
3M Innovative Properties Company
P.O. Box 33427
St. Paul, MN 55133-3427
Facsimile No.: 651-736-3833

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OFFICE OF PETITIONS



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
-----------------	-------------	----------------------	---------------------

09/710.036 11/10/00 HO

OFFICE OF INTELLECTUAL
PROPERTY COUNSEL
3M INNOVATIVE PROPERTIES COMPANY

53788USA16.01

EXAMINER

IM62/0132
OFFICE OF INTELLECTUAL PROPERTY COUNSEL
3M INNOVATIVE PROPERTIES COMPANY
PO BOX 33427
ST. PAUL MN 55133-3427

FEB 5 2001

COONEY, J
ART UNIT

PAPER NUMBER

4

REFERRED TO

1711

DATE MAILED:

01/30/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

04/30/01
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OFFICE OF PETITIONS

Office Action Summary

Application No.
09/710,036

Applicant(s)

Ho et al.

Examiner

John M. Cooney, Jr.

Group Art Unit

1711



☐ Responsive to communication(s) filed on _____

☐ This action is FINAL.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 35 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claim

☒ Claim(s) 26-36 is/are pending in the application

Of the above, claim(s) _____ is/are withdrawn from consideration

☐ Claim(s) _____ is/are allowed.

☐ Claim(s) _____ is/are rejected.

☒ Claim(s) 26-36 is/are objected to.

☐ Claim(s) _____ are subject to restriction or election requirement.

☐ Claims _____

Application Papers

☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☒ None of the CERTIFIED copies of the priority documents have been

☐ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☐ Notice of References Cited, PTO-892

☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 3

☐ Interview Summary, PTO-413

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
-----------------	-------------	----------------------	---------------------

09/710,036 11/10/00 HQ

022242
FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO IL 60603-3406

IM22/0814

C 53788USA1B.0

EXAMINER

COONEY, J

ART UNIT

PAPER NUMBER

1711

DATE MAILED:

08/14/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

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OFFICE OF PETITIONS

Notice of Allowability

Application No.
09/710,036

Applicant(s)

Ho et al.

Examiner

John Cooney

Art Unit

1711

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment received 6-1-01

2. ☒ The allowed claim(s) is/are 26-36 and 38-46

3. ☐ The drawings filed on _____ are acceptable as formal drawings.

4. ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

a) ☐ All b) ☐ Some* c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. _____

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____

5. ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE FOR SUBMITTING NEW FORMAL DRAWINGS, OR A SUBSTITUTE OATH (OR DECLARATION). ~~THE THREE-MONTH PERIOD IS NOT EXTENDABLE FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.~~

6. ☐ Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient. A SUBSTITUTE OATH (OR DECLARATION) IS REQUIRED.

7. ☐ Applicant MUST submit NEW FORMAL DRAWINGS

(a) ☐ Including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

1) ☐ hereto or 2) ☐ to Paper No. _____

(b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the examiner.

(c) ☐ including changes required by the attached Examiner's Amendment/Comment or in the Office action of Paper No. _____

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

8. ☐ Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any reply to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

Attachment(s)

1 ☐ Notice of References Cited (PTO-892)

3 ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

5 ☐ Information Disclosure Statement(s) (PTO-1449), Paper No(s). _____

7 ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

9 ☐ Other

2 ☐ Notice of Informal Patent Application (PTO-152)

4 ☐ Interview Summary (PTO-413), Paper No. _____

6 ☐ Examiner's Amendment/Comment

8 ☐ Examiner's Statement of Reasons for Allowance

JOHN COONEY
PRIMARY EXAMINER
ART UNIT 1711



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

022242
FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO IL 60603-3406

IN22/0814

RECEIVED

SEP 06 2002

OFFICE OF PETITIONS

APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER / AND GROUP ART UNIT	DATE MAILED
09/710.036	11/10/00	020	COONEY, J	1711 08/14/01
Final Named Applicant HO, 35 USC 154(b) term ext. = 0 Days.				

TITLE OF INVENTION FLEXIBLE POLYURETHANE MATERIAL

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
1 53728USA16.0	428-423.100	K55	UTILITY	NO	\$1240.00	11/14/01

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT.
PRC SECTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.

HOW TO RESPOND TO THIS NOTICE:

Review the SMALL ENTITY status shown above.
If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
- If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- Pay FEE DUE shown above, or
- File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.

Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.

All communications regarding this application must give application number and batch number.
Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents Issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PATENT AND TRADEMARK OFFICE COPY



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20230
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/710,036	11/10/2000	Chia-Tie Ho	53788USA1B.011	4829

22242 7590 04/04/2002
FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO, IL 60603-3406

EXAMINER	
CCONEY, JOHN M	
ART UNIT	PAPER NUMBER
1711	8#9

DATE MAILED: 04/04/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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09/710, 036

EXAMINER

ART UNIT	PAPER NUMBER
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P11 9

DATE MAILED:

NOTICE OF ABANDONMENT

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on _____
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of _____ month(s)) which expired on _____
- ☐ A proposed response was received on _____, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).

- ☐ No response has been received.

☒ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

- ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____
- ☐ The submitted issue fee of \$ _____ is insufficient. The issue fee required by 37 CFR 1.18 is \$ _____
- ☒ The issue fee has not been received.

☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____
- ☐ The proposed new formal drawings filed _____ are not acceptable.
- ☐ No proposed new formal drawings have been received.

☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____

☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.

☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.

☐ The reason(s) below:

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Patent and Trademark Office**

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09/710.036 11/10/00 HO

OFFICE OF INTELLECTUAL
PROPERTY COUNSEL

53788USA1B.011

3M INNOVATIVE PROPERTIES COMPANY

EXAMINER

IM62/0133

FEB 5 2001

CODNEY, J

OFFICE OF INTELLECTUAL PROPERTY COUNSEL
3M INNOVATIVE PROPERTIES COMPANY
PO BOX 33427
ST. PAUL MN 55133-3427

ART UNIT

PAPER NUMBER

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AUG 28 2002
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Examiner

John M. Cooney, Jr.

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Priority under 35 U.S.C. § 119

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- ☐ All ☐ Some* ☒ None of the CERTIFIED copies of the priority documents have been
- ☐ received.
- ☐ received in Application No. (Series Code/Serial Number) _____
- ☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

- ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

- ☐ Notice of References Cited, PTO-892
- ☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 3
- ☐ Interview Summary, PTO-413
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Notice of Informal Patent Application, PTO-152

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— SEE OFFICE ACTION ON THE FOLLOWING PAGES —



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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20230
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/710,036	11/10/2000	Chia-Tie Ho	53788USA1B.011	4829

22242 7590 04/04/2002
FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO, IL 60603-3406

COPY OF PAPERS
ORIGINALLY FILED

EXAMINER	
CCONEY, JOHN M	
ART UNIT	PAPER NUMBER
1711	849
DATE MAILED: 04/04/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.

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Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
--------------------	-------------	-----------------------	---------------------

09/11/03 036

EXAMINER

ART UNIT	PAPER NUMBER
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PH 9

DATE MAILED:

NOTICE OF ABANDONMENT

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This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on _____.
- ☐ A response (with a Certificate of Mailing or Transmission of _____) was received on _____, which is after the expiration of the period for response (including a total extension of time of _____ month(s)) which expired on _____.
- ☐ A proposed response was received on _____ but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).

- ☐ No response has been received.

☒ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

- ☐ The issue fee (with a Certificate of Mailing or Transmission of _____) was received on _____.
- ☐ The submitted issue fee of \$ _____ is insufficient. The issue fee required by 37 CFR 1.18 is \$ _____.
- ☒ The issue fee has not been received.

- ☐ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of _____) were received on _____.
- ☐ The proposed new formal drawings filed _____ are not acceptable.
- ☐ No proposed new formal drawings have been received.

- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on _____.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

022242
FITZ EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO IL 60603-3406

IN22/0914

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APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER / IND GROUP ART UNIT	DATE MAILED
09/710,036	11/10/00	020	COONEY, J	1711 08/14/01
First Named Applicant	HO.	35 USC 154(b) term ext. = 0 Days.		

TITLE OF INVENTION FLEXIBLE POLYURETHANE MATERIAL

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPL. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
1	53788USA18.0	428-423.100	K55 UTILITY	NO	\$1240.00	11/14/01

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.

HOW TO RESPOND TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.
If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
- B. If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.

- II. Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.
- III. All communications regarding this application must give application number and batch number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PATENT AND TRADEMARK OFFICE COPY



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/710,036 11/10/00 HQ

022242
FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO IL 60603-3406

IM22/0814

C 53788USA1B.0

EXAMINER

COONEY, J

ART UNIT

PAPER NUMBER

1711

DATE MAILED:

08/14/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

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Notice of Allowability

Application No.
09/710,036

Applicant(s)

Ho et al.

Examiner

John Cooney

Art Unit

1711

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment received 6-1-01

2. ☒ The allowed claim(s) is/are 26-36 and 38-46

3. ☐ The drawings filed on _____ are acceptable as formal drawings.

4. ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

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a) ☐ All b) ☐ Some* c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. _____

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

5. ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE FOR SUBMITTING NEW FORMAL DRAWINGS, OR A SUBSTITUTE OATH (OR DECLARATION). ~~THIS PERIOD IS NOT EXTENDABLE FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.~~

6. ☐ Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION (FTO-152) which gives reason(s) why the oath or declaration is deficient. A SUBSTITUTE OATH (OR DECLARATION) IS REQUIRED.

7. ☐ Applicant MUST submit NEW FORMAL DRAWINGS

(a) ☐ Including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

1) ☐ hereto or 2) ☐ to Paper No. _____

(b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the examiner.

(c) ☐ including changes required by the attached Examiner's Amendment/Comment or in the Office action of Paper No. _____

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

8. ☐ Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any reply to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

Attachment(s)

1 ☐ Notice of References Cited (PTO-892)

3 ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

5 ☐ Information Disclosure Statement(s) (PTO-1449), Paper No(s). _____

7 ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

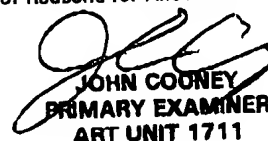
9 ☐ Other

2 ☐ Notice of Informal Patent Application (PTO-152)

4 ☐ Interview Summary (PTO-413), Paper No. _____

6 ☐ Examiner's Amendment/Comment

8 ☐ Examiner's Statement of Reasons for Allowance


JOHN COONEY
PRIMARY EXAMINER
ART UNIT 1711

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Box ISSUE FEE
Commissioner for Patents
Washington, D.C. 20231
Fax (703)746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed when appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: I hereby mark-up with any corrections or use Block 1)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Office of Intellectual Property Counsel
 3M Innovative Properties Company
 P.O. Box 33427
 St. Paul, Minnesota 55133-3427



Certificate of Mailing or Transmission
 I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above, or being facsimile transmitted to the USPTO, on the date indicated below.

Harold C. Knecht III (Depositor's name)
 Harold C. Knecht III (Signature)
 8/16/02 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/710,036	11/10/00	HO	53788USA1B	
TITLE OF INVENTION: COPY OF PAPERS FLEXIBLE POLYURETHANE MATERIAL ORIGINALLY FILED				

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
UTILITY	NO	1240.00		1240.00	11/14/01

EXAMINER	ART UNIT	CLASS-SUBCLASS
J. COONEY	1711	428-423.100

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Harold C. Knecht III
 2. _____
 3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

3M Innovative Properties Company

St. Paul, Minnesota

Please check the appropriate assignee category or categories (will be printed on the patent)

☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

☒ Issue Fee

☐ Publication Fee

☒ Advance Order - # of Copies 5

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Commissioner is hereby authorized by check the required fee(s), or credit any overpayment, to Deposit Account Number 15-3723 (enclose an extra copy of this form).

Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature) Harold C. Knecht III (Date) 8/16/02

Harold C. Knecht III Reg. 35,576

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This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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08/26/2002 BNGUYEN2 00000006 133723 09710036

01 FC:142

1280.00 CH

02 FC:561

15.00 CH

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CURRENT CORRESPONDENCE ADDRESS (Note: Lightly mark-up with any corrections on the Block 1)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

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 3M Innovative Properties Company
 P.O. Box 33427
 St. Paul, Minnesota 55133-3427

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Harold C. Knecht III (Depositor's name)
 Harold C. Knecht III (Signature)
 8/16/02 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

09/710,036 11/10/00 HO

53788USA1B

TITLE OF INVENTION:

FLEXIBLE POLYURETHANE MATERIAL

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
UTILITY	NO	1240.00		1240.00	11/14/01

EXAMINER	ART. INT.	CLASS-SUBCLASS
J. COONEY	1711	428-423.100

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Harold C. Knecht III

2 _____

3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

3M Innovative Properties Company

St. Paul, Minnesota

Please check the appropriate assignee category or categories (will be printed on the patent) ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

☒ Issue Fee☐ Publication Fee☒ Advance Order - # of Copies 5

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Commissioner is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 13-3723 (enclose an extra copy of this form).

Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature) Harold C. Knecht III (Date) 8/16/02

Harold C. Knecht III Reg. 35,576

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This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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Form 10527 - H - PWO

Applicat

File Num

Titled

Pages Of

Sheets

Draft Inclu

Attorney (i

Application Of: Chia-Tie Ho

Docket No.: 53788US011

Serial No.: 09/710,036

Title: A Flexible Polyurethane Material

☐ Declaration

☐ Assign.

☒ Certif. of Mailing

Amount charged to Deposit Account: \$

Attorney (initials): HCK/tct

Date: 08/16/02

Enclosures: Petition for Withdrawl of Holding of
Abandonment Based on Failure to Receive Notice of
Allowance; prosecution history; copy of office action dated
01/30/01; notice of abandonment dated 04/04/2002; notice of
allowance dated 11/14/01; issue fee transmittal form